



Nevada State Board of Medical Examiners

❖ PUBLIC NOTICE ❖

NEVADA STATE BOARD OF MEDICAL EXAMINERS BOARD MEETING

Conference Room at the Offices of the Nevada State Board of
Medical Examiners
1105 Terminal Way, Suite 301, Reno, Nevada 89502

Videoconferenced (or Teleconferenced) to:

Conference Room at the Offices of the Nevada State Board of Medical
Examiners/Nevada State Board of Dental Examiners
6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118

Friday, March 11, 2011 – 8:30 a.m.

* AGENDA *

- Please Note:**
- Persons wishing to attend this meeting may do so at either of the above-listed locations.
 - Agenda items, other than those items posted with a specific time, may be taken out of sequence to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.
 - Certain agenda items, or portions thereof, may be conducted in closed session, in accordance with NRS 241.030.
 - Public comment is scheduled under Agenda Item 31, at the end of the meeting, and may also be called for at other times throughout the meeting by the Board President.

Mailing Address: P.O. Box 7238 • Reno, Nevada 89510-7238
Physical Address: 1105 Terminal Way, Suite 301 • Reno, Nevada 89502-2144
(775) 688-2559 • Fax (775) 688-2321
E-mail: nsbme@medboard.nv.gov • Website: www.medboard.nv.gov

1. Call to Order and Announcements - *Charles N. Held, M.D., President*
 - Roll Call/Quorum
 - Announcement of Appointment by the Governor, and Introduction of, New Board Member Sue Lowden
- 2.* Approval of Minutes
 - December 3, 2010 Board Meeting – Open/Closed Sessions
 - December 30, 2010 Telephone Conference Board Meeting – Open Session
- 3.* Legislative Update

Friday, March 11, 2011, at 8:40 a.m., or as soon thereafter as it may be heard

 - *Keith L. Lee, Esq., NSBME Legislative Representative; Douglas C. Cooper, CMBI, Executive Director*
- 4.* Consideration and Action Regarding Proposed Amendments to Nevada Administrative Code Chapter 630

Friday, March 11, 2011, at 8:55 a.m., or as soon thereafter as it may be heard

 - Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Add a Provision Prescribing Circumstances in Which the Board of Medical Examiners May Not Enter Into Remediation Agreements
 - Review of Public Comments on, and Consideration of Adoption of, Proposed Amendment to Nevada Administrative Code Chapter 630, to Add a Provision Providing for Issuance of a Special Event License and Prescribing the Fee for Issuance of the License
 - *Edward O. Cousineau, J.D., Deputy Executive Director*
- 5.* Consideration, Discussion and Action Regarding Participation in VeriDoc

Friday, March 11, 2011, at 9:00 a.m., or as soon thereafter as it may be heard

 - *Rolf Sletten, President, VeriDoc; Douglas C. Cooper, CMBI, Executive Director; Lynnette L. Daniels, Chief of Licensing*
- 6.* Discussion Regarding How Board Handles Applicants Whom It Discovers Have Provided False or Misleading Information on Their License Applications
 - *Charles N. Held, M.D., President; Douglas C. Cooper, CMBI, Executive Director; Lynnette L. Daniels, Chief of Licensing*
- 7.* Discussion Regarding Adjudication Process Training for Board Members
 - *Douglas C. Cooper, CMBI, Executive Director; Lyn E. Beggs, J.D., General Counsel*
- 8.* Hearing on Order to Show Cause in the Matter of the Nevada State Board of Medical Examiners vs. Marilyn Atkins, R.R.T., BME Case No. 10-23244-1

Friday, March 11, 2011, at 9:30 a.m., or as soon thereafter as it may be heard

 - *Lyn E. Beggs, J.D., General Counsel; Marilyn Atkins, R.R.T.*

- 9.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Ernesto Rubio, M.D., BME Case No. 09-11658-1
- Edward O. Cousineau, J.D., Deputy Executive Director
- 10.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. David Sack, M.D., BME Case No. 09-28070-1
- Edward O. Cousineau, J.D., Deputy Executive Director
- 11.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. James Edward Beecham, M.D., BME Case No. 10-9883-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
- 12.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Ronald Foote, M.D., BME Case No. 11-12899-1
- Edward O. Cousineau, J.D., Deputy Executive Director
- 13.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Abdul-Sami Siddiqui, M.D., BME Case No. 10-12158-1
- Edward O. Cousineau, J.D., Deputy Executive Director
- 14.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Joel Washinsky, M.D., BME Case No. 10-8162-1
- Lyn E. Beggs, J.D., General Counsel
- 15.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Edward Victoria, M.D., BME Case No. 11-33039-1
- Lyn E. Beggs, J.D., General Counsel
- 16.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Sudhir E. Finch, M.D., BME Case No. 11-31115-1
- Lyn E. Beggs, J.D., General Counsel
- 17.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Anthony Cruz, C.R.T., BME Case No. 10-23453-1
- Lyn E. Beggs, J.D., General Counsel
- 18.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Abdel Khalek, M.D., BME Case No. 10-8734-1
- Bradley O. Van Ry, J.D., Deputy General Counsel

- 19.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Lorraine Chun, M.D., BME Case No. 10-19389-1
- Lyn E. Beggs, J.D., General Counsel
- 20.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Quan Haduong, M.D., BME Case No. 10-11137-1
- Lyn E. Beggs, J.D., General Counsel
- 21.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. William Mishler, M.D., BME Case No. 11-5674-1
- Lyn E. Beggs, J.D., General Counsel
- 22.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Michael Forrest, P.A.-C, BME Case No. 10-18540-1
- Lyn E. Beggs, J.D., General Counsel
- 23.* Consideration of Stipulation for Settlement in the Matter of the Nevada State Board of Medical Examiners vs. Sean Beaty, M.D., BME Case No. 10-31729-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
- 24.* Consideration of Amended Findings of Fact, Conclusions of Law and Order in the Matter of the Nevada State Board of Medical Examiners vs. Paul Cutarelli, M.D., BME Case No. 08-29655-3
- Paul Cutarelli, M.D.; David J. Mortensen, Esq.; Lyn E. Beggs, J.D., General Counsel
- 25.* Reports
- Physician Assistant Advisory Committee - John B. Lanzillotta, P.A.-C, Advisory Committee Member
- Investigative Committees
- Consideration of Cases Recommended for Closure by the Investigative Committees
- Charles N. Held, M.D., President, Chairman, Investigative Committee A;
Benjamin J. Rodriguez, M.D., Vice President, Chairman, Investigative Committee B
- Investigations Division
- Status of Investigative Case Load - Pamela J. Castagnola, CMBI, Interim Chief of Investigations
- Quarterly Compliance Report - Johnna S. LaRue, Compliance Officer
- Nevada State Medical Association Report - Lawrence P. Matheis, Executive Director, Nevada State Medical Association; Michael J. Fischer, M.D., Board Member
- Clark County Medical Society Report - Mitchell D. Forman, D.O., FACR, FACOI, FACP, President, Clark County Medical Society; Benjamin J. Rodriguez, M.D., Board Vice President

26.* Executive Staff/Staff Reports

- Consideration and Approval of Revisions to *Policy and Procedure Manual*
 - Douglas C. Cooper, CMBI, Executive Director
- Safe Injection Practices Campaign BDR Requiring Licensee Attestation of Compliance With CDC Safe Injection Practice Guidelines to Renew License
 - Shawna M. Rice, Investigator; Lynnette L. Daniels, Chief of Licensing
- Quarterly Update on Finances - Donya Jenkins, Finance Manager
- Pharmaceutical Diversion and Fraud Training - Pamela J. Castagnola, CMBI, Interim Chief of Investigations
- Informational Items - Douglas C. Cooper, CMBI, Executive Director
 - Creation of Perfusionist Advisory Committee

27. Legal Reports

- Board Litigation Status - Lyn E. Beggs, J.D., General Counsel
- Report Regarding Recent Review of NAC Chapter 630 - Edward O. Cousineau, J.D., Deputy Executive Director

28.* Licensure Ratification

- Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the December 3, 2010 Board Meeting

29.* Appearances for Consideration of Acceptance of Applications for Licensure
Portions of these appearances may be conducted in closed session in accordance with NRS 241.030.

- (a) Kent Swaine, M.D.
- (b) Sheikh Zain Ud-Din Kadri, M.D.
- (c) Gayle Schantzen, M.D.
- (d) John Paul McCarthy, M.D.

30. Matters for Future Agenda

31.** Public Comment

* Denotes items on which action may occur.

** Under the Public Comment agenda item, members of the general public may bring matters not appearing on this agenda to the attention of the Board. The Board may discuss the matters, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future agenda for action. In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than four (4) minutes.

NOTICES POSTED AT THE FOLLOWING:

Nevada State Board of Medical Examiners - Reno
Washoe County Court House – Reno
Office of the Attorney General - Carson City
Office of the Attorney General - Las Vegas
Southern Nevada Health District - Las Vegas
Elko County Court House - Elko
White Pine County Court House – Ely
www.medboard.nv.gov

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every twelve (12) months. Check the address label for this agenda for expiration date.
- 2) With regard to any Board meeting, it is possible that an amended notice will be published adding new items to the original agenda. Amended notices will be posted in accordance with the Open Meeting Law; however, they will not be mailed to individuals on the Board's mailing list.
- 3) Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Board office in writing at P.O. Box 7238, Reno, NV 89510 or by calling (775) 688-2559 prior to the date of the meeting.